

# **EXHIBIT D**

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

THE CITY OF HUNTINGTON,

Plaintiff,

v.

CIVIL ACTION NO. 3:17-01362

AMERISOURCEBERGEN DRUG  
CORPORATION, et al.,

Defendants.

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CABELL COUNTY COMMISSION,

Plaintiff,

v.

CIVIL ACTION NO. 3:17-01665

AMERISOURCEBERGEN DRUG  
CORPORATION, et al.,

Defendants.

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ORDER

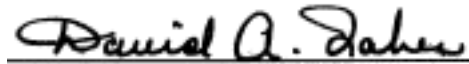
For reasons to be placed on the record forthwith, the court  
**ORDERS** as follows:

- Defendants' Motion to Exclude the Marketing Opinions of Anna Lembke, Katherine Keyes, Andrew Kolodny, and Jakki Mohr (ECF No. 1063) is **GRANTED** in part and **DENIED** in part. The motion is granted insofar as it seeks to exclude the marketing causation opinions of Drs. Lembke, Keyes, and Kolodny. The motion is denied as to Dr. Mohr.

The Clerk is directed to send this Order to those counsel of record who have registered to receive an electronic NEF.

**IT IS SO ORDERED** this 29th day of April, 2021.

ENTER:



David A. Faber  
Senior United States District Judge